

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

AXA EQUITABLE LIFE INSURANCE)
COMPANY, AXA NETWORK, LLC &)
AXA NETWORK OF TEXAS, INC.,)

Plaintiffs,)

v.)

RICHARD EHRLICH)

Defendant.)

Case No. 1:08-CV-01972-MGC

MOTION TO ADMIT COUNSEL
M. DAVID MALONEY PRO HAC VICE

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District
Courts for the Southern and Eastern Districts of New York, I, David U. Gourevitch, a
member in good standing of the bar of this Court, hereby move for an Order allowing the
admission *pro hac vice* of:

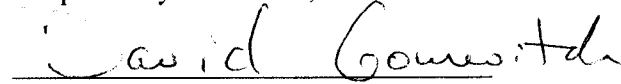
M. David Maloney, Esquire
Thompson, Loss & Maloney, LLP
Two Lafayette Centre
1133 21st Street N.W.
Suite 450
Washington, D.C. 20036
Phone: (202) 778-4060
Fax: (202) 778-4099
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FILED
U.S. DISTRICT COURT
2008 APR -8 PM 4:56
S.D.N.Y.

Mr. Maloney is a member in good standing of the Bars of the District of
Columbia and the State of Maryland. Certificates of good standing obtained from the
District of Columbia Court of Appeals and the Court of Appeals of Maryland are attached
to this motion as Exhibits A and B. There are no pending disciplinary proceedings
against Mr. Maloney in any State or Federal court.

Dated: April 8, 2008

Respectfully submitted,

A handwritten signature in cursive script, reading "David Gourevitch".

David Gourevitch (Bar No. DG 8795)
Law Office Of David Gourevitch, P.C.
150 East 58th Street, 34th Floor
New York, NY 10155
Telephone: (212) 355-1300
Facsimile: (212) 317-2946
david@gourevitchlaw.com


Counsel for Defendant Richard Erhlich

CERTIFICATE OF SERVICE

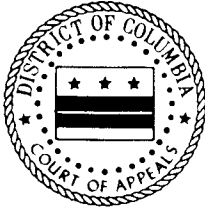
I hereby certify that on this 8 day of April 2008, I caused to be served a true and accurate copy of the foregoing Motion to Admit Counsel M. David Maloney *Pro Hac Vice* by first-class mail, postage prepaid, to:

Joseph Petersen, Esquire
Christopher Lick, Esquire
Kilpatrick Stockton LLP
31 West 52nd Street, 14th Floor
New York, New York 10019

Counsel for AXA Equitable Life Insurance Company,
AXA Network, LLC and AXA Network of Texas, Inc.

A handwritten signature in black ink, appearing to read "David Gourevitch", is written over a horizontal line.

David Gourevitch (Bar No. DG 8795)



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

M. DAVID MALONEY

was on the 9TH day of SEPTEMBER, 2005,
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

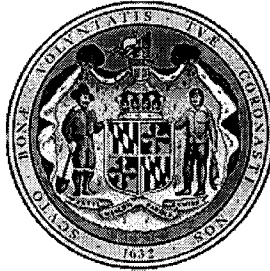
In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on March
13, 2008.

GARLAND PINKSTON, JR., CLERK

By: _____

Satish Fajen
Deputy Clerk

**Court of Appeals
of Maryland
Annapolis, MD**



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

*I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland,
do hereby certify that on the fifteenth day of December, 2004,*

Michael David Maloney

*having first taken and subscribed the oath prescribed by the Constitution and
Laws of this State, was admitted as an attorney of said Court, is now in good
standing, and as such is entitled to practice law in any of the Courts of said
State, subject to the Rules of Court.*

In Testimony Whereof, *I have hereunto
set my hand as Clerk, and affixed the Seal
of the Court of Appeals of Maryland, this
thirteenth day of March, 2008.*

A handwritten signature in cursive script, reading "Alexander L. Cummings", written over a horizontal line.

Clerk of the Court of Appeals of Maryland

IN THE UNITED STATES DISTRICT COURT
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Defendant.

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**AFFIDAVIT OF DAVID U. GOUREVITCH IN SUPPORT OF MOTION TO
ADMIT COUNSEL M. DAVID MALONEY *PRO HAC VICE***

David U. Gourevitch, being duly sworn, hereby deposes and says as follows:


1. I am the principle of the Law Office of David Gourevitch, P.C., counsel for Defendant Richard Ehrlich ("Mr. Ehrlich") in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit M. David Maloney ("Mr. Maloney") as counsel *pro hac vice* to represent Mr. Ehrlich in this matter.
2. I am a member in good standing of the bar of the State of New York where I was admitted to practice law in 1998. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Mr. Maloney since 2008.
4. Mr. Maloney is an associate of Thompson, Loss & Judge, LLP, in Washington, D.C.

5. I have found Mr. Maloney to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of M. David Maloney, *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of M. David Maloney, *pro hac vice*, which is attached hereto as Exhibit A.
8. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

WHEREFORE it is respectfully requested that the motion to admit M. David Maloney, *pro hac vice*, to represent Plaintiff in the above captioned matter, be granted.

Dated: April 8, 2008

Respectfully submitted,



David Gourevitch (Bar No. DG 8795)
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150 East 58th Street, 34th Floor
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Facsimile: (212) 317-2946
david@gourevitchlaw.com

Counsel for Defendant Richard Erhlich

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**ORDER FOR ADMISSION *PRO HAC VICE* OF
M. DAVID MALONEY ON WRITTEN MOTION**

Upon the motion of David U. Gourevitch, attorney for Richard Ehrlich and said
sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

M. David Maloney, Esquire
Thompson, Loss & Maloney, LLP
Two Lafayette Centre
1133 21st Street N.W.
Suite 450
Washington, D.C. 20036
Phone: (202) 778-4060
Fax: (202) 778-4099
Email: tMaloney@tljlaw.com

is admitted to practice *pro hac vice* as counsel for Richard Ehrlich in the above captioned
case in the United States District Court for the Southern District of New York. All
attorneys appearing before this Court are subject to the Local Rules of this Court,
including the Rules governing discipline of attorneys. If this action is assigned to the
Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF

password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: April __, 2008

United States District/Magistrate Judge